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STANFORD HEALTH CARE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

STANFORD HEALTH CARE, a
California Non-Profit Corporation,

Plaintiff.

VS

**TRUSTMARK SERVICES
COMPANY, a Delaware for profit
corporation, and DOES 1 THROUGH
25, INCLUSIVE.**

Defendants

|Case No.: 5:22-cv-03946-SVK

[PROPOSED] ORDER DENYING
DEFENDANTS' MOTION TO
DISMISS SECOND AMENDED
COMPLAINT

[Filed concurrently with Plaintiff's
Opposition]

Hearing Date: April 6, 2023
Hearing Time: 1:30 p.m.
Courtroom.: 3
Before: Hon. Richard
Seeborg

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2 **[PROPOSED] ORDER**
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4 Before the Court is Defendants' Motion To Dismiss Pursuant to FED.
5 R. CIV. P. 12(b)(6). Upon consideration of Defendant's moving papers, Plaintiff's
6 opposing papers, the evidence, and arguments of counsel, the Court finds:

- 7 1. Defendant's Motion to Dismiss under FED. R. CIV. P. 12(b)(6) as to
8 the Breach of Implied-in-Fact Contract cause of action is DENIED.
9
10 2. Defendant's Motion to Dismiss under FED. R. CIV. P. 12(b)(6) as to
11 the violation of California's Unfair Competition Law Bus. & Prof.
12 Code § 17200, *et seq.* cause of action is DENIED.
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14 3. Defendant's Motion to Dismiss under FED. R. CIV. P. 12(b)(6) as to
15 the *Quantum Meruit* cause of action is DENIED.

16 **So ordered.**
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19 Dated:
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Hon. Richard Seeborg